

October 25, 2005

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
The Portals  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: **Subscriber Acknowledgement Report (October 25, 2005)**  
**Florida Digital Network, Inc. and Southern Digital Network, Inc.**  
**WC Docket No. 05-196**

Dear Ms. Dortch:

Florida Digital Network, Inc. ("FDN") and Southern Digital Network, Inc. ("SDN") (together, "Companies"), through undersigned counsel and in response to the Commission's VoIP E911 Order ("Order") and the Public Notice issued by the Enforcement Bureau ("Bureau") on September 27, 2005 ("Public Notice"), submit this Subscriber Acknowledgement Report ("Report") to advise the Commission of the status of the Companies' efforts to comply with Commission Rule 9.5(e). FDN and SDN previously filed three Subscriber Acknowledgement Reports with the Commission. The first one was filed on August 10, 2005 in response to the Bureau's July 26, 2005 Public Notice ("August 10 Report"), the second one was filed on September 1, 2005 in response to the Bureau's August 26, 2005 Public Notice ("September 1 Report"), and the third one was filed on September 22, 2005 also in response to the Bureau's August 26 Public Notice ("September 22 Report").

As requested in the Public Notice, the Companies respond to the following questions set out in the Public Notice:

**1) A detailed description of the efforts that the provider has undertaken to obtain affirmative acknowledgements from the remainder of its VoIP subscriber base.**

As explained in their previous reports, since August 2005, FDN and SDN have been sending out reminder notices and placing follow up calls to VoIP subscribers from which they have not received affirmative acknowledgement. The reminder notices are being sent to customers via regular mail and email, and the follow up calls are being placed during the work

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week, the time at which the Companies believe they are mostly likely to reach these business customers.

**2) Explanation of why the provider is unable to achieve acknowledgements closer to 100%.**

Through the Companies' continued notification and telephone campaign, FDN and SDN have received affirmative acknowledgments from a substantial majority of their customers. While the Companies cannot state with specificity why the remaining customers have not provided such acknowledgments to date, FDN and SDN can affirm that they intend to continue to send reminder notices and place follow up calls to such customers until 100% affirmative acknowledgments are attained.

**3) Provide the current percentage of acknowledgements received as of the date of the filing.**

As of October 25, 2005, the Companies have obtained affirmative acknowledgement from approximately 87% of their subscriber base. As requested by the Bureau, FDN and SDN will inform the Commission when the 100% threshold is met.

Respectfully submitted,



Jean L. Kiddoo  
Russell M. Blau  
Wendy M. Creeden

Counsel for Florida Digital Network, Inc.  
and Southern Digital Network, Inc.

cc: Byron McCoy (FCC)  
Kathy Berthot (FCC)  
Janice Myles (FCC)  
Best Copy and Printing, Inc.  
Timothy Tuck (FDN)  
Matthew Fiel (FDN)

I, Timothy Tuck, state that I am authorized to submit the forgoing *Subscriber Acknowledgement Report* ("Report") on behalf of Florida Digital Network, Inc. and Southern Digital Network, Inc.; that the *Report* was prepared under my direction and supervision; and I declare under penalty of perjury that the *Report* is true and correct to the best of my knowledge, information, and belief.



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Timothy Tuck

Florida Digital Network, Inc. and Southern Digital  
Network, Inc.